

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

MARTIN ALEXANDER PARROTT
28842 N Coal Mountain Ct
Valencia, CA 91354

Registered Nurse License No. **489200**

Respondent

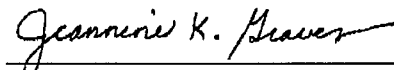
Case No. 2011-744

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on **August 8, 2011.**

- IT IS SO ORDERED **August 8, 2011.**



President
Board of Registered Nursing
Department of Consumer Affairs
State of California

1 KAMALA D. HARRIS
Attorney General of California
2 GLORIA A. BARRIOS
Supervising Deputy Attorney General
3 LINDA L. SUN
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4 State Bar No. 207108
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Attorneys for Complainant

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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. 2011-744

11 **MARTIN ALEXANDER PARROTT**
12 **28842 N. Coal Mountain Ct.**
Valencia, CA 91354
13 **Registered Nurse License No. 489200**

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

14 Respondent.

15
16 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
17 proceeding that the following matters are true:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Executive Officer of the Board of
20 Registered Nursing (Board). She brought this action solely in her official capacity and is
21 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
22 Linda L. Sun, Deputy Attorney General.

23 2. Martin Alexander Parrott (Respondent) is representing himself in this proceeding and
24 has chosen not to exercise his right to be represented by counsel.

25 3. On or about March 31, 1993, the Board issued Registered Nurse License No. 489200
26 to Respondent. The Registered Nurse License was in full force and effect at all times relevant to
27 the charges brought in Accusation No. 2011-744 and will expire on August 31, 2012, unless
28 renewed.

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CONTINGENCY

10. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Surrender of License and Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. This Stipulated Surrender of License and Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

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ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. 489200, issued to Respondent Martin Alexander Parrott, is surrendered and accepted by the Board of Registered Nursing.

14. The surrender of Respondent's Registered Nurse License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

15. Respondent shall lose all rights and privileges as a registered nurse in California as of the effective date of the Board's Decision and Order.

16. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

17. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 2011-744 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

18. If and when Respondent's license is reinstated, he shall pay to the Board costs associated with its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the amount of one thousand two hundred and thirty dollars (\$1230.00.) Respondent shall be permitted to pay these costs in a payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the Board from reducing the amount of cost recovery upon reinstatement of the license.

19. Respondent shall not apply for licensure or petition for reinstatement for three (3) years from the effective date of the Board of Registered Nursing's Decision and Order.


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1 ACCEPTANCE

2 I have carefully read the Stipulated Surrender of License and Order. I understand the
3 stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated
4 Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound
5 by the Decision and Order of the Board of Registered Nursing.

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7 DATED: 4-28-2011

8 
MARTIN ALEXANDER PARROTT
Respondent

9
10 ENDORSEMENT

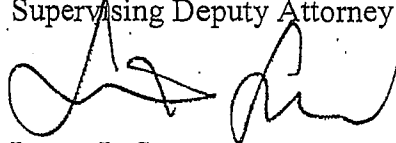
11 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
12 for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

13 Dated:

14 6-13-2011

Respectfully submitted,

15 KAMALA D. HARRIS
Attorney General of California
16 GLORIA A. BARRIOS
Supervising Deputy Attorney General

17 

18 LINDA L. SUN
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 2011-744

1 KAMALA D. HARRIS
Attorney General of California
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10 In the Matter of the Accusation Against:

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11 **MARTIN ALEXANDER PARROTT**
12 **28842 N. Coal Mountain Ct.**
13 **Valencia, CA 91354**
Registered Nurse License No. 489200

ACCUSATION

14 Respondent.

15
16 Complainant alleges:

17 **PARTIES**

18 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
19 official capacity as the Executive Officer of the Board of Registered Nursing (Board),
20 Department of Consumer Affairs.

21 2. On or about March 31, 1993, the Board issued Registered Nurse License Number
22 489200 to Martin Alexander Parrott (Respondent). The Registered Nurse License was in full
23 force and effect at all times relevant to the charges brought herein and will expire on August 31,
24 2012, unless renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board under the authority of the following
27 laws. All section references are to the Business and Professions Code (Code) unless otherwise
28 indicated.

STATUTORY PROVISIONS

4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811(b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.

6. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

...
"(f) Conviction of a felony or of any offense substantially related to the qualifications, functions, and duties of a registered nurse, in which event the record of the conviction shall be conclusive evidence thereof."

7. Section 490 of the Code provides, in pertinent part, that a board may suspend or revoke a license on the ground that the licensee has been convicted of a crime substantially related to the qualifications, functions, or duties of the business or profession for which the license was issued.

8. California Code of Regulations, title 16, section 1444, states:

"A conviction or act shall be considered to be substantially related to the qualifications, functions or duties of a registered nurse if to a substantial degree it evidences the present or potential unfitness of a registered nurse to practice in a manner consistent with the public health, safety, or welfare. Such convictions or acts shall include but not be limited to the following:

"(a) Assaultive or abusive conduct including, but not limited to, those violations listed in subdivision (d) of Penal Code Section 11160.

"(b) Failure to comply with any mandatory reporting requirements.

"(c) Theft, dishonesty, fraud, or deceit.

1 “(d) Any conviction or act subject to an order of registration pursuant to Section 290 of the
2 Penal Code.”

3 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
4 administrative law judge to direct a licentiate found to have committed a violation or violations of
5 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
6 enforcement of the case.

7 **CAUSE FOR DISCIPLINE**

8 **(Substantially-Related Conviction)**

9 10. Respondent is subject to disciplinary action under Code sections 490 and 2761,
10 subdivision (f), in conjunction with California Code of Regulations, title 16, section 1444, in that
11 he was convicted of a crime substantially related to the qualifications, functions, and duties of a
12 registered nurse. The circumstances are as follows:

13 a. On or about September 22, 2010, in criminal proceeding entitled *USA v. Parrott*, in the
14 United States District Court, Central District of California, Case Number 2:10-cr-
15 00460-GAF-1, Respondent was convicted on a plea of guilty to one count of violating
16 18 U.S.C. §§ 2252A(a)(5)(B) – possession of child pornography in e-mail - a felony.
17 The circumstances surrounding the conviction are that between on or about June 25,
18 2007 and October 9, 2007, Respondent used his America Online (AOL) account and
19 traded with others videos of child pornography, that is, visual depictions of minors
20 engaged in sexually explicit conduct. Respondent knowingly possessed at least twenty-
21 two (22) such videos in the AOL e-mail account.

22 **PRAYER**

23 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
24 and that following the hearing, the Board of Registered Nursing issue a decision:

25 1. Revoking or suspending Registered Nurse License Number 489200, issued to Martin
26 Alexander Parrott;

1 2. Ordering Martin Alexander Parrott to pay the Board of Registered Nursing the
2 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
3 Professions Code section 125.3;

4 3. Taking such other and further action as deemed necessary and proper.
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7
8 DATED: _____

3/4/11

Stacie Ben

for

LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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